

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

JACOB CURTIS ALLEN HELM,

Plaintiff,

v.

MADERA COUNTY, et al.,

Defendants.

Case No.: 1:22-cv-00423 JLT SKO (PC)

**ORDER GRANTING APPLICATION TO  
PROCEED *IN FORMA PAUPERIS***

(Docs. 2, 6, 7)

**ORDER DIRECTING PAYMENT OF  
INMATE FILING FEE BY THE MADERA  
COUNTY JAIL**

Plaintiff Jacob Curtis Allen Helm is a county jail inmate proceeding *pro se* in this civil rights action pursuant to 42 U.S.C. § 1983.

**I. BACKGROUND**

On April 12, 2022, Plaintiff filed an application to proceed *in forma pauperis* (IFP). (Doc. 2.) The application did not provide the information necessary to assess Plaintiff's eligibility to proceed IFP. On April 14, 2022, the Court issued its Order to Submit Inmate Trust Statement. (Doc. 4.) Plaintiff was given 30 days within which to respond. (*Id.*)

On April 27, 2022, Plaintiff submitted a second application to proceed IFP. (Doc. 6.) The application is complete and includes the proper certification concerning Plaintiff's trust account balances. (*Id.*) Plaintiff also submitted a document titled "Request for Acceptance of In Forma Pauperis Due to Lack of Compliance of Defendants or Time Extension." (Doc. 7.)

1           **II.     DISCUSSION**

2           Taken together, Plaintiff's applications establish Plaintiff has made the showing required  
3 by 28 U.S.C. § 1915(a); accordingly, the request to proceed IFP will be granted. Plaintiff is  
4 obligated to pay the statutory filing fee of \$350 for this action. 28 U.S.C. § 1915(b)(1). Plaintiff  
5 must make monthly payments in the amount of twenty percent (20%) of the preceding month's  
6 income credited to Plaintiff's trust account. The Madera County Jail is required to send to the  
7 Clerk of the Court payments from Plaintiff's account each time the amount in the account exceeds  
8 \$10.00, until the statutory filing fee is paid in full. 28 U.S.C. § 1915(b)(2).

9           **III.    CONCLUSION AND ORDER**

10          In accordance with the above and good cause appearing therefore, IT IS HEREBY  
11 ORDERED that:

- 12           1. Plaintiff's application to proceed *in forma pauperis* is GRANTED;
- 13           2. **The Sheriff of the Madera County Jail or his or her designee shall collect**  
14           **payments from Plaintiff's trust account in an amount equal to twenty percent**  
15           **(20%) of the preceding month's income credited to Plaintiff's trust account and**  
16           **shall forward those payments to the Clerk of the Court each time the amount in**  
17           **the account exceeds \$10.00, in accordance with 28 U.S.C. § 1915(b)(2), until a**  
18           **total of \$350.00 has been collected and forwarded to the Clerk of the Court. The**  
19           **payments shall be clearly identified by the name and number assigned to this**  
20           **action;**
- 21           3. The Clerk of the Court is directed to serve a copy of this order and a copy of  
22           Plaintiff's *in forma pauperis* applications on the Sheriff of the Madera County Jail via  
23           the Court's electronic case filing system (CM/ECF); and
- 24           4. The Clerk of the Court is directed to serve a copy of this order on the Financial  
25           Department, U.S. District Court, Eastern District of California.

26  
27 IT IS SO ORDERED.

28 Dated: May 2, 2022

/s/ Sheila K. Oberto

UNITED STATES MAGISTRATE JUDGE

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